



DAC/IFW
\$

MAIL STOP PETITION
PATENT
2674-000022/US/COA

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT: Torbjorn SANDSTROM et al.
APPL. NO.: 10/782,863
FILED: February 23, 2004
FOR: DATA PATH FOR HIGH PERFORMANCE PATTERN GENERATOR

**PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. §1.137(b)**

MAIL STOP PETITION

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

June 30, 2009

Sir:

The above-identified application became abandoned for failure to timely file corrected drawings required by the Notice of Allowance mailed February 26, 2009.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

1. Petition Fee

_____ Small Entity - fee \$_____ (37 CFR 1.17(m))
_____ Small Entity Statement enclosed herewith.
_____ Small Entity Statement previously filed.
X Other than Small Entity - fee \$1,620.00 (37 C.F.R. 1.17(m))

07/01/2009 HVUONG1 00000061 10782863

01 FC:1453

1620.00 0P

2. Reply and/or Fee

A. The drawings (FIGS. 1a and 1b)
_____ has been filed previously on
X are enclosed herewith.

B. The issue fee of \$ 1810.00
X has been paid previously on May 26, 2009.
_____ is enclosed herewith.

3. Terminal Disclaimer with disclaimer fee

___ Since this utility/plant application was filed on or after
June 8, 1995, no terminal disclaimer is required.

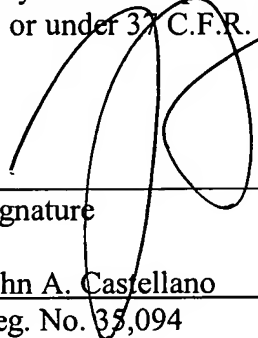
___ A Terminal Disclaimer (and disclaimer fee (37 CFR 1.20(d)) of
\$ _____ for a small entity or _____ for other than a small
entity) equivalent to the number of months from
abandonment to the filing of this petition.

4. Statement. The entire delay in filing the required reply from the due
date for the reply until the filing of a grantable petition under
37 CFR 1.137(b) was unintentional.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future
replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any
additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension
of time fees.

June 30, 2009
Date

(703) 668-8000
Telephone Number



Signature

John A. Castellano
Reg. No. 33,094

P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000

JAC/AMW:clc

Enclosures: Copy of Notice of Abandonment
FIGS. 1a and 1b
Fee Payment



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/782,863	02/23/2004	Torbjorn Sandstrom	2674-000022/US/COA	7077

7590 06/24/2009
HARNESS, DICKEY & PIERCE, P.L.C.
P.O. BOX 8910
RESTON, VA 20195

JUN 25 2009

EXAMINER	
KIK, PHALLAKA	
ART UNIT	PAPER NUMBER
2825	
MAIL DATE	DELIVERY MODE
06/24/2009	PAPER

Notice of Abandonment

This application is abandoned in view of:

1. ☐ The applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the period for reply (including a total extension of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of:
 - (1) a timely filed amendment which places the application in condition for allowance;
 - (2) a timely filed Notice of Appeal (with appeal fee);
 - (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box e below).
 - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission date _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____.
The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been recieved.
3. ☒ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Trasmission dated _____), which is after the expiration of the period for reply.
 - (b) ☒ No corrected drawing have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

Petitions to revive under 37 CFR 1.137(a) or (b), or request to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Telephone inquiries should be directed to the Office of Data Management at (571) 272-4200

Patent Publication Branch
Office of Data Management

Matter no. <u>2674-000022/US/COA</u>	
Action Due Date <u>7/6/09</u>	Final Date <u>8/24/09</u>
Action <u>File Petition to Revis / Abandon?</u>	
Atty <u>JAC / AMW</u>	DKT/Verify <u>jh / [initials]</u>